

AMENDMENTS

In the claims:

Please amend claim 22 as follows:

B1 Sub C6
22. (Once amended) A composition comprising cells labeled by the method according to claim 21.

REMARKS

Claims 1-73 are pending in the present application. Claims 51-73 were previously withdrawn from consideration as being drawn to non-elected invention. Claim 22 has been amended for clarity. Attached hereto is a marked up version of the changes made to the claims by the current amendment with additions underlined and deletions bracketed. The attached pages are captioned "VERSION WITH MARKINGS TO SHOW CHANGES MADE."

Applicants acknowledge withdrawal of the Section 102(b) rejection of claims over Manz et al. and Section 102(b) rejection of claims over Miltenyi et al.

Rejections under 35 U.S.C. § 112, first paragraph

Claims 1-50 stand rejected under 35 U.S.C. § 112, first paragraph. The Examiner maintains the rejection alleging that the specification does not provide reasonable enablement for methods which do not recite a high viscosity or gel forming medium.

Applicants strongly disagree and traverse this rejection of claims. Applicants submit that the specification teaches methods that distinguish product secreting T cells from non-product secreting T cells and provides several illustrative examples of such methods performed in the absence of high viscosity or gel forming medium. The incubation medium can optionally include a substance that slows diffusion of the product from the producer cell.

The specification at page 44, under Example 1, describes the enrichment of IFN- γ -secreting cells with the magnetic cell separation system, MACS, from peripheral blood mononuclear cells (PBMC) cultured in peptide MI 58-66 from Influenza virus matrix. As disclosed at page 44, lines 13-18, the cells were cultured in media containing complete RPMI 1640 containing 100 U/ml penicillin, 0.1 mg/ml streptomycin, 0.3 mg/ml glutamine, 10 mM 2-